

## **I. AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application:

### **Listing of Claims:**

Claim 1. **(currently amended)** An apparatus for matching prospective borrowers with prospective lenders to initiate and complete a loan process in a consumer to consumer electronic borrowing and lending scheme, comprising:

a means for accepting borrower data via a computer network from one or more prospective borrowers, where said borrower data includes, the type of collateral to be used in the loan, the loan terms and their respective range of acceptable values, and what loan terms are negotiable by each prospective borrower;

a means for accepting lender data via a computer network from one or more prospective lenders, where said lender data includes, the type of collateral to be used in the loan, the loan terms and their respective range of acceptable values, and what loan terms are negotiable by said prospective lenders;

a means for constant evaluation of said collateral;

a means for comparing said lender data from each said prospective lender to said borrower data from each said prospective borrower;[[ and]]

determining when said lender data from a prospective lender matches borrower data from a prospective borrower to identify a user counterpart match, where matching occurs when the values of said lender data equal the values of said borrower data or when said lender data or said borrower data is within the range of acceptable value[[.]]; and

a means for providing lender with a list of borrowers, who have data matching the lender's data;

a means for providing borrower with a list of lenders, who have data matching the borrower's data;

a means for lenders and borrowers to negotiate terms of loan and complete loan process where terms of loan comprises of loan amount, period, rate of interest, collateral, collateral amount, type of collateral, mix of collateral, number of calls to be made, calls for top up, foreclosure, foreclosure penalty, validity period, collateral availability, and mode of payment; and

a means for lenders and borrowers to add new terms of loan for negotiation with counterparties,

where both lenders and borrowers are consumers.

Claim 2. **(original)** The apparatus of claim 1, further comprising a means for storing said borrower data.

Claim 3. **(original)** The apparatus of claim 1, further comprising a means for storing said lender data.

Claim 4. **(original)** The apparatus of claim 1, further comprising a means for facilitating communication between each said prospective borrower with one or more of said prospective lenders whose lender data matches with the borrower data of said prospective borrower, wherein said communication includes loan application negotiation, and completion of the loan application process.

Claim 5. **(original)** The apparatus of claim 1, further comprising a means for facilitating communication between each said prospective lender with one or more of said prospective borrowers whose borrower data matches with the lender data of said

prospective lender, wherein said communication includes loan application negotiation, and completion of the loan application process.

Claim 6. **(original)** The apparatus of claim 1, further comprising a means for transferring loan funds from said prospective lender to said prospective borrower.

Claim 7. **(original)** The apparatus of claim 1, further comprising a means for transferring said collateral from said prospective borrower to a user collateral account.

Claim 8. **(previously presented)** The apparatus of claim 1, further comprising a means for escrowing said collateral and returning said collateral to said prospective borrower upon expiration of the loan, and alternatively forwarding said collateral to said prospective lender in the event of a loan default.

Claim 9. **(original)** The apparatus of claim 1, further comprising a means for transmitting counterpart loan data to each user whose respective data results in a user counterpart match.

Claim 10. **(original)** The apparatus of claim 1, further comprising a means for suspending the matching analysis of the loan data pertaining to a user upon request by the said user.

Claim 11. **(original)** The apparatus of claim 1, further comprising a means for evaluating the availability and value of the collateral offered by said prospective borrower.

Claim 12. **(original)** The apparatus of claim 8, further comprising a means for constant evaluation of the value of said collateral.

Claim 13. **(original)** The apparatus of claim 8, further comprising a means for receiving a collateral value requirement as agreed to by said lender and said borrower.

Claim 14. **(original)** The apparatus of claim 12, further comprising a means for

informing said counterparts if said collateral value is less than said collateral value requirement.

Claim 15. **(original)** The apparatus of claim 13, further comprising a means for requesting said borrower to deposit funds to replenish the reduction in said collateral value below said collateral value requirement.

Claim 16. **(original)** The apparatus of claim 1, further comprising a means for receiving loan payments from said borrower and transferring funds equal to said loan payments to said lender.

Claim 17. **(original)** The apparatus of claim 1, further comprising a means for foreclosing on the loan upon the request from one or more counterparts.

Claim 18. **(original)** The apparatus of claim 17, further comprising a means for matching the counterparts of the foreclosed loan with other counterparts.

Claim 19. **(currently amended)** A method for matching prospective borrowers with prospective lenders to initiate and complete a loan process in a consumer to consumer electronic borrowing and lending scheme, comprising the steps of:

accepting borrower data via a computer network from one or more prospective borrowers, where said borrower data includes, the type of collateral to be used in the loan, the loan terms and their respective range of acceptable values, and what loan terms are negotiable by each prospective borrower;

accepting lender data via a computer network from one or more prospective lenders, where said lender data includes, the type of collateral to be used in the loan, the loan terms and their respective range of acceptable values, and what loan terms are negotiable by said prospective lenders;

evaluating the value of said collateral at a specified time period and providing an alert if

the collateral falls below a baseline value and requesting supplemental additions to the collateral;

comparing said lender data from each said prospective lender to said borrower data from each said prospective borrower;[[ and]]

determining when said lender data from a prospective lender matches borrower data from a prospective borrower to identify a user counterpart match, where matching occurs when the values of said lender data equal the values of said borrower data or when said lender data or said borrower data is within the range of acceptable value[.]; and

providing said lender with a list of borrowers, who have data matching said lender's data;

providing said borrower with a list of lenders, who have data matching said specific borrower's data;

said lender and borrower negotiating terms of loan and completing loan process where terms of loan comprises of loan amount, period, rate of interest, collateral, collateral amount, type of collateral, mix of collateral, number of calls to be made, calls for top up, foreclosure, foreclosure penalty, validity period, collateral availability, mode of payment; and

said lender and borrower adding new mutually agreed terms of loan for negotiation with counterparties,

where both lenders and borrowers are consumers.

Claim 20. **(original)** The method of claim 19, further comprising the step of storing said borrower data.

Claim 21. **(original)** The method of claim 19, further comprising the step of storing said lender data.

Claim 22. **(previously presented)** The method of claim 19, further comprising the step of facilitating communication between each said prospective borrower with one or more of said prospective lenders whose lender data matches with the borrower data of said prospective borrower, wherein said communication includes loan application negotiation, and completion of the loan application process.

Claim 23. **(previously presented)** The method of claim 19, further comprising the step of facilitating communication between each said prospective lender with one or more of said prospective borrowers whose borrower data matches with the lender data of said prospective lender, wherein said communication includes loan application negotiation, and completion of the loan application process.

Claim 24. **(original)** The method of claim 19, further comprising the step of transferring loan funds from said prospective lender to said prospective borrower.

Claim 25. **(original)** The method of claim 19, further comprising the step of transferring said collateral from said prospective borrower to a user collateral account.

Claim 26. **(previously presented)** The method of claim 19, further comprising the step of escrowing said collateral and returning said collateral to said prospective borrower upon expiration of the loan, and alternatively forwarding said collateral to said prospective lender in the event of a loan default.

Claim 27. **(original)** The method of claim 19, further comprising the step of transmitting counterpart loan data to each user whose respective data results in a user counterpart match.

Claim 28. **(original)** The method of claim 19, further comprising the step of suspending the matching analysis of the loan data pertaining to a user upon request by the said user.

Claim 29. **(previously presented)** The method of claim 19, further comprising the step of

evaluating the availability and value of the collateral offered by said prospective borrower.

Claim 30. **(original)** The method of claim 26, further comprising the step of evaluating the value of said collateral.

Claim 31. **(original)** The method of claim 26, further comprising the step of receiving a collateral value requirement as agreed to by said lender and said borrower.

Claim 32. **(original)** The method of claim 30, further comprising the step of informing said counterparts if said collateral value is less than said collateral value requirement.

Claim 33. **(original)** The method of claim 31, further comprising the step of requesting said borrower to deposit funds to replenish the reduction in said collateral value below said collateral value requirement.

Claim 34. **(original)** The method of claim 19, further comprising the step of receiving loan payments from said borrower and transferring funds equal to said loan payments to said lender.

Claim 35. **(original)** The method of claim 19, further comprising the step of foreclosing on the loan upon the request from one or more counterparts.

Claim 36. **(original)** The method of claim 35, further comprising the step of matching the counterparts of the foreclosed loan with other counterparts.

Claims 37-40. **Cancelled**

Claim 41. **(original)** The apparatus of claim 1 wherein said loan is selected from the group consisting of capital, equities, or debt.

Claim 42. **(original)** The method of claim 19 wherein said loan is selected from the group

consisting of capital, equities, or debt.

Claim 43. **(previously presented)** The apparatus of claim 1, wherein said means for matching comprises a buyer aggregation model.

Claim 44. **(previously presented)** The method of claim 19, wherein said matching function comprises a buyer aggregation model.

Claim 45. **(original)** The apparatus of claim 1 further comprising a means for querying said matched borrower and said matched lender for a rollover loan on the same terms or on new terms.

Claim 46. **(original)** The method of claim 19 further comprising querying said matched borrower and said matched lender if a rollover loan is desired on the same terms or on new terms.

Claims 47-49. **Cancelled**

Claim 50. **(original)** The apparatus of claim 1 further comprising storing match data.

Claim 51. **(original)** The method of claim 19 further comprising storing match data.

Claim 52. **(original)** The apparatus of claim 1 further comprising a means for monitoring when loan proceeds are due, receiving said loan proceeds into an escrow account and transferring said loan proceeds to a lender.

Claim 53. **(original)** The method of claim 19 further comprising monitoring when loan proceeds are due, receiving said loan proceeds into an escrow account and transferring said loan proceeds to a lender.